

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

AXEL RENTAS,

Plaintiff,

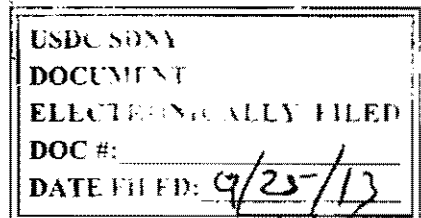
-against-

CAPTAIN JOHN RUFFIN, Shield No. 488,  
Individually and in his Official Capacity, CO  
DIANA BAKER, Shield No. 13239, Individually  
and in her Official Capacity, CO KEVIN PARKER,  
Shield No. 15629, Individually and in his Official  
Capacity, CO MILLS CHARLES, Shield No.  
17556, Individually and in his Official Capacity,  
DEPUTY WARDEN ELISIO PEREZ, Individually  
and in his Official Capacity, CAPTAIN SHARON  
CLAYTON, Shield No. 1212, Individually and in  
her Official Capacity, CAPTAIN DARRYL  
LAGO, Shield No. 1288, Individually and in his  
Official Capacity, CO GEORGE RUPPEL, Shield  
No. 10461, Individually and in his Official  
Capacity, DEPUTY WARDEN WALTER NIN,  
Individually and in his Official Capacity,

Defendants.

**ORDER GRANTING IN PART  
AND DENYING IN PART  
PLAINTIFF'S AND  
DEFENDANTS' MOTIONS IN  
LIMINE**

10 Civ. 6242 (AKH)



ALVIN K. HELLERSTEIN, U.S.D.J.:


For the reasons stated on the record, each parties' motion in limine is granted in part and denied in part. On several different issues, I postponed making a ruling until the evidence is presented at trial. For these issues, the parties shall not refer to the relevant evidence in their opening statements. The Clerk shall mark the motions (Doc. Nos. 81 and 84) terminated.

Plaintiff will reformulate the caption to drop the City of New York as a party and to remove the qualification as to the capacity in which individual defendants are sued.

The issue of respondeat superior can be regulated by motion after verdict to the extent appropriate.

SO ORDERED.

Dated: September <sup>25</sup>, 2013  
New York, New York

  
ALVIN K. HELLERSTEIN  
United States District Judge